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FEB 24 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No: 09/767,606) Attorney
) Docket Number: 10001436-1
Filed: January 22, 2001)
) Group Art Unit: 2527
Inventor: Kenneth Smith)
) Examiner: B. Hoffman
Title: Method Of Maintaining Integrity)
Of An Instruction Or Data Set)
)
)

SECOND DECLARATION OF INVENTOR UNDER 37 C.F.R. § 1.131

1. Kenneth Smith, make the following declaration.

1. I am the inventor of the subject matter claimed in the above captioned patent application.

2. The following statements are based on information I received from Steven R. Ormiston. Mr. Ormiston is a registered patent attorney representing Hewlett-Packard Company (HP). From about April 2000 until August 2002 Mr. Ormiston served as the Outsourcing Manager for HP's patent department at the HP site in Boise, Idaho. During that time, Mr. Ormiston was responsible for managing the assignment to outside counsel and the filing of hundreds of patent applications each year based on invention disclosures generated by inventors at the Boise site.

3. The pre-filing documents evidencing some of the events described below and ordinarily maintained by HP were destroyed when the hardcopy file for the above captioned patent application was recently scanned into an electronic file and then discarded.

4. The following events occurred in this case between the time the Invention Disclosure document was submitted and the time the application was filed, just as they did in nearly every case processed by HP in the early 2000s.

The Invention Disclosure was reviewed by an HP patent review committee and approved for filing a patent application.

The inventor was notified of the committee's decision and that the case would be assigned to an outside patent attorney for preparing the patent application.

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A Request for Quote was sent to an outside patent attorney along with the Invention Disclosure requesting that the attorney submit a quote for the cost to prepare a patent application for the invention.

The outside patent attorney's quote was reviewed by HP in-house counsel and, when it was found to be acceptable, a contract was awarded to the outside patent attorney to prepare the patent application.

The outside patent attorney interviewed the inventor, prepared a first draft patent application and submitted the first draft to the inventor for review.

The inventor reviewed the first draft patent application and returned it to the outside patent attorney with comments and changes, if any.

The outside patent attorney revised the patent application and submitted a second draft patent application to me for review.

The inventor approved the second draft patent application (or made comments and changes, in which case the draft/review process was repeated).

The outside patent attorney submitted the inventor approved draft patent application to HP legal for review.

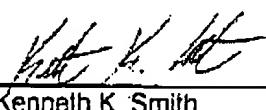
An in-house HP patent attorney reviewed the inventor approved draft patent application and approved the application for filing (or returned the application to the outside patent attorney with comments and changes, in which case the review process was repeated).

Once the patent application was approved by HP legal, the Declaration was prepared and the inventor signature obtained and then the application was filed with the U.S. Patent Office.

I declare that all statements made in this Declaration of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the patent application or any patent issued on that application.

23 Feb 2005

Date


Kenneth K. Smith

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